

14230 U.S. PTO  
09/23/03

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I hereby certify that this correspondence is being deposited with the United States Postal Services "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10, addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.	
Date: <u>September 23, 2003</u>	Signed:  Sarah M. Barnett

PATENT  
Customer Number 22,852  
Attorney Docket No. 4012.0373-02000

03940 10/666217 PRO 03/03

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Mail Stop Patent Application**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Prior Application Art Unit: 1614      Prior Application Examiner: Vickie Y. Kim

SIR: This is a request for filing a

Continuation  Continuation-in-Part  Divisional Application under 37 C.F.R. § 1.53(b) of pending prior Application No. 09/394,712, filed September 13, 1999, of R. W. ESMOND, Jack R. WANDS, and Suzanne DE LA MONTE, for A METHOD FOR TREATING OR PREVENTING ALZHEIMER'S DISEASE.

1.  Enclosed is a complete copy of the prior application including the oath or Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior Application No. 09/394,712 as originally filed on September 13, 1999, which is incorporated herein by reference, and a copy of the Combined Declaration and Power of Attorney for Patent Application, filed September 13, 1999.
2.  Enclosed is a substitute specification under 37 C.F.R. § 1.125. The undersigned hereby verifies that no new matter is added in this substitute specification.
3.  Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 122(b)(2)(B)(i).
4.  Cancel Claims 1, 3-7, and 20.
5.  A Preliminary Amendment is enclosed.

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6.  The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 5 above.

Basic Application Filing Fee					\$750	\$ 750.00
	Number of Claims		Basic	Extra Claims		
Total Claims	13	-	20	0	x \$18	
Independent Claims	3	-	3	0	x \$84	
<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)					+\$280	
Subtotal						\$ 750.00
Reduction by 1/2 if small entity						-
TOTAL APPLICATION FILING FEE						\$ 750.00

7.  Please charge \$750.00 to Deposit Account No. 06-0916, for the filing fee.

8.  The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.

9.  New acceptable drawings are enclosed.

10.  The prior application is assigned of record to:

11.  Priority of Application No. [Text], filed on [Text] in [Country] is claimed under 35 U.S.C. § 119. A certified copy  
 is enclosed or  is on file in the prior application.

12.  Small entity status is appropriate and applies to this application.

13.  The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvoold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E.

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14.  The power appears in the original declaration of the prior application.

15.  Since the power does not appear in the original declaration, a copy of the Letter Submitting New Power of Attorney in the prior application is enclosed.

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16.  Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, **Customer Number 22,852.**
17.  Recognize as associate attorneys: Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, Customer Number 22852.
18.  Also enclosed is a copy of the Associate Power of Attorney and Change of Correspondence Address.

**PETITION FOR EXTENSION.** If any extension of time is necessary for the filing of this application, including any extension in parent Application No. 09/394,712, filed September 13, 1999, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: September 23, 2003

By: Deborah J. Acker

Deborah J. Acker  
Reg. No. 48,916

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